

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**SEVENTEENTH DAY'S PROCEEDINGS**

**Thirty-ninth Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Friday, March 4, 2016

The House of Representatives was called to order at 3:00 P.M., by the Honorable Taylor Barras, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. Speaker	Foil	Leger
Abraham	Franklin	Leopold
Abramson	Gaines	Lopinto
Adams	Garofalo	Lyons
Amedee	Gisclair	Mack
Anders	Glover	Magee
Armes	Guinn	Marcelle
Bacala	Hall	McFarland
Bagley	Harris, J.	Miguez
Bagneris	Harris, L.	Miller, D.
Berthelot	Havard	Miller, G.
Billiot	Hazel	Montoucet
Bishop	Henry	Moreno
Bouie	Hensgens	Morris, Jay
Broadwater	Hilferty	Morris, Jim
Brown, C.	Hill	Norton
Brown, T.	Hodges	Pearson
Carmody	Hoffmann	Pierre
Carpenter	Hollis	Pope
Carter, G.	Horton	Price
Carter, R.	Howard	Pugh
Carter, S.	Hunter	Pylant
Chaney	Huval	Reynolds
Connick	Ivey	Richard
Coussan	Jackson	Schexnayder
Cox	James	Schroder
Cromer	Jefferson	Shadoin
Danahay	Jenkins	Smith
Davis	Johnson, M.	Stokes
DeVillier	Johnson, R.	Talbot
Dwight	Jones	Thibaut
Edmonds	Landry, N.	White
Emerson	Landry, T.	Willmott

Falconer  
Total - 102

LeBas

Zeringue

The Speaker announced that there were 102 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Foil.

**Pledge of Allegiance**

Rep. Robby Carter led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

**Reading of the Journal**

On motion of Rep. Hill, the reading of the Journal was dispensed with.

On motion of Rep. Hill, the Journal of March 3, 2016, was adopted.

**Petitions, Memorials, and  
Communications**

The following petitions, memorials, and communications were received and read:

**Message from the Senate**

**HOUSE BILLS**

March 4, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 39  
Returned with amendments

House Bill No. 57  
Returned with amendments

House Bill No. 72  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Introduction of Resolutions,  
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE RESOLUTION NO. 19—**

BY REPRESENTATIVE HUNTER

**A RESOLUTION**

To discharge the House Committee on Ways and Means from further consideration of House Bill No. 123 and recommit the bill for hearing in the Committee of the Whole.

Read by title.

On motion of Rep. Hunter, the resolution was withdrawn from the files of the House.

**Reconsideration**

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The following legislative instruments on reconsideration were taken up and acted upon as follows:

### HOUSE BILL NO. 19—

BY REPRESENTATIVE JAMES

#### AN ACT

To amend and reenact R.S. 47:601(A)(3) and (C)(1), relative to corporate franchise tax; to provide relative to the entities to which the tax applies; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. James, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

### House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

### HOUSE BILL NO. 62—

BY REPRESENTATIVE JACKSON

#### AN ACT

To amend and reenact R.S. 47:301(1) through (28), 305(A)(2), (C), (D)(1), (2)(a)(introductory paragraph), (F), (G), (H)(introductory paragraph), and (I), 305.1(A) and (B), 305.6, 305.7, 305.9, 305.13, 305.14(A)(1) and (5), 305.16, 305.19, 305.20(A) and (G)(1), 305.26, 305.28(A), 305.33, 305.41, 305.42, 305.43(B), 305.49, 305.50(A)(1) and (2)(a), (B), and (F), 305.51(A), 305.54(B)(1), 305.56, 305.57(A), 305.58(A)(1), 305.59, 305.61(A), 305.62(B)(1), 305.65(A), 305.67, 305.68, 305.70, 305.71, 315.1(A), 315.2(A), and 318(A), and to enact R.S. 47:321.1, and to repeal R.S. 47:305.60 and 305.69, relative to state sales and use tax; to impose a sales and use tax; to provide for the rate and base of the tax; to provide for the disposition of collections; to provide with respect to certain refund provisions; to provide for exceptions and limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

The above resolution was taken up with the amendments proposed by the Senate.

### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 62 by Representative Jackson

#### AMENDMENT NO. 1

On page 5, line 9, after "321," delete the remainder of the line and insert "321.1, and 331"

#### AMENDMENT NO. 2

On page 5, at the beginning of line 10, delete "a political subdivision"

#### AMENDMENT NO. 3

On page 77, line 26, change "October 1, 2017" to "April 1, 2021"

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 62 by Representative Jackson

#### AMENDMENT NO. 1

On page 11, line 2, following "the" and before "property" delete "said"

#### AMENDMENT NO. 2

On page 13, line 28, following ""lease or rental"" and before ", as herein" delete ", however"

#### AMENDMENT NO. 3

On page 14, line 27, following "R.S. 32:1252" and before ", change "(14)" to "(35)"

#### AMENDMENT NO. 4

On page 14, line 28, following "R.S. 32:1252" and before ", change "(11)" to "(24)"

#### AMENDMENT NO. 5

On page 15, line 22, following "~~state~~" and before "the" delete "by"

#### AMENDMENT NO. 6

On page 38, line 18, following "United States" and before "for transportation" change "Post Office" to "Postal Service"

#### AMENDMENT NO. 7

On page 45, line 29, following "shall" and before "to" change "only apply" to "apply only"

#### AMENDMENT NO. 8

On page 67, line 18, following "shall" delete "only"

#### AMENDMENT NO. 9

On page 67, line 19, following "apply" and before "to" insert "only"

#### AMENDMENT NO. 10

On page 75, line 21, following "refund to" change "said" to "the"

#### AMENDMENT NO. 11

On page 76, line 17, following "321" and before "A" insert "{'"

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 62 by Representative Jackson

#### AMENDMENT NO. 1

On page 5, line 8, after ""cost price"" delete the remainder of the line, delete line 9 in its entirety, and on line 10, delete "a political subdivision"

#### AMENDMENT NO. 2

On page 5, lines 19 and 20 delete "~~and any political subdivision whose boundaries are coterminous with the state~~" and insert "and any political subdivision whose boundaries are coterminous with the state"

#### AMENDMENT NO. 3

On page 15, lines 14 "and 15, delete "under R.S. 47:302, 321 and 331"

AMENDMENT NO. 4

On page 32, line 4, after "Sales price" delete the remainder of the line and on line 5 delete "under R.S. 47: 302, 321, and 331"

AMENDMENT NO. 5

On page 32, line 7, after "contrary," delete the remainder of the line and delete line 8 in its entirety and insert "for purposes of state and"

AMENDMENT NO. 6

On page 59, delete line 25 and line 26 delete "and 331, and those of any political subdivision this" and insert "This"

AMENDMENT NO. 7

On page 65, line 2 "321,"

AMENDMENT NO. 8

On page 65, line 7 "321,"

AMENDMENT NO. 9

On page 65, lines 17 and 18, delete "under R.S. 47:302, 321, and 331"

AMENDMENT NO. 10

On page 65, line 24 "321,"

AMENDMENT NO. 11

On page 67, line 24 and 25, delete "taxing authorities the state under R.S. 47:302, 321, and 331 and any sales and use tax imposed by a political subdivision" and insert "taxing authorities"

AMENDMENT NO. 12

On page 68, line 28, delete "321,"

AMENDMENT NO. 13

On page 69, line 18, delete "321,"

AMENDMENT NO. 14

On page 69, line 28, delete "321,"

AMENDMENT NO. 15

On page 70, line 20, delete "321,"

AMENDMENT NO. 16

On page 71 before line 16 insert

E.(1) The sales and use tax imposed by the state of Louisiana under R.S. 47:302, 321 and 331 or any of its local political subdivisions or statewide taxing authorities shall not apply to rail rolling stock sold or leased in this state.

(2) The sales and use tax imposed by the state of Louisiana under R.S. 47:302, 321 and 331 or statewide taxing authorities shall not apply to parts or services used in the fabrication, modification, or repair of rail rolling stock. A political subdivision may, by ordinance, provide that sales and use tax imposed by the political subdivision shall not apply to parts or service used in the fabrication, modification, or repair of rail rolling stock.

AMENDMENT NO. 17

On page 71, lines 23 and 24, delete "or under R.S. 47:302, 321, and 331 or by" and insert "or"

AMENDMENT NO. 18

On page 76, line 29, after "provisions of" delete the remainder of the line

AMENDMENT NO. 19

On page 76, delete line 1 in its entirety and on line 2 delete "321, and 331"

AMENDMENT NO. 20

On page 75 line 29 after provisions insert "of this Chapter and under the provisions of Chapter 2-A and Chapter 2-B of the Subtitle II of the Louisiana Revised Statutes of 1950 excluding the sales tax levied pursuant to R.S. 47:321.1"

AMENDMENT NO. 21

On page 70 line 14 delete "47:301(3)(i)" and insert "47:301(3)(e)"

AMENDMENT NO. 22

On page 81 after line 2 insert

"(46) Sales Of Materials For Further Processing as provided in R.S. 47:301(10)(c)(i)(aa)

(47) Purchases, Use, And Lease Of Manufacturing Machinery And Equipment as provided in R.S. 47:301(3)(i), (13)(k) and (28)(a)

(48) Transactions In Interstate Commerce And Tangible Personal Property Imported Into This State, Or Produced Or Manufactured In This State, For Export as provided in R.S. 47:305(E)

(49) Any Advertising Service Rendered By an Advertising Business as provided in R.S. 47:302(D)

(50) Factory built homes for the 54% of retail sales price of new factory built home excluded from the definition of tangible personal property and each subsequent resale of a factory built home as provided in R.S. 47:301(A)(16)(g)iv)."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chabert to Reengrossed House Bill No. 62 by Representative Jackson

AMENDMENT NO. 1

On page 14, line 6, between "Naval vessels" and "." insert "or of contract with the U.S. Department of Homeland Security for the construction or overhaul of U.S. Coast Guard vessels"

AMENDMENT NO. 2

On page 39, line 23, between "Naval vessels" and "." insert "or of contract with the U.S. Department of Homeland Security for the construction or overhaul of U.S. Coast Guard vessels"

AMENDMENT NO. 3

On page 78, line 24, between "Navy" and "vessels" insert "and Coast Guard"

**SENATE FLOOR AMENDMENTS**

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Amendments proposed by Senator Morrell to Reengrossed House Bill No. 62 by Representative Jackson

## AMENDMENT NO. 1

On page 1, line 9, delete "and to repeal R.S. 47:305.60 and 305.69,"

## AMENDMENT NO. 2

On page 5, line 8, after ""cost price"" delete the remainder of the line, delete line 9 in its entirety, and on line 10, delete "a political subdivision"

## AMENDMENT NO. 3

On page 5, lines 19 and 20 delete "~~and any political subdivision whose boundaries are coterminous with the state~~" and insert "and any political subdivision whose boundaries are coterminous with the state"

## AMENDMENT NO. 4

On page 11, line 2, following "the" and before "property" delete "said"

## AMENDMENT NO. 5

On page 13, line 28, following ""lease or rental"" and before ", as herein" delete ", however"

## AMENDMENT NO. 6

On page 14, line 27, after "defined in" and before the comma ",", delete "R.S. 32:1252(14)" and insert "R.S. 32:1252(35)"

## AMENDMENT NO. 7

On page 14, line 28, after "defined in" and before the comma ",", delete "R.S. 32:1252(11)" and insert "R.S. 32:1252(24)"

## AMENDMENT NO. 8

On page 15, lines 14 and 15, delete "under R.S. 47:302, 321 and 331"

## AMENDMENT NO. 9

On page 15, line 22, following "~~state~~" and before "the" delete "by"

## AMENDMENT NO. 10

On page 32, line 7, after "contrary," delete the remainder of the line and delete line 8 in its entirety and insert "for purposes of state and"

## AMENDMENT NO. 11

On page 38, line 18, following "United States" and before "for transportation" change "Post Office" to "Postal Service"

## AMENDMENT NO. 12

On page 45, line 29, following "shall" and before "to" change "only apply" to "apply only"

## AMENDMENT NO. 13

On page 60, lines 16 and 17, delete "as provided in Article VII, Section 2.2 of the Constitution of Louisiana," and insert in lieu thereof the following:

"solely for purposes of the state sales and use taxes, shall be exempt from the state sales and use tax imposed under R.S. 47:302, 321, and 331."

## AMENDMENT NO. 14

On page 60, line 22, after "cogeneration" insert "and"

## AMENDMENT NO. 15

On page 61, lines 1 and 2, delete ", as provided in Article VII, Section 2.2 of the Constitution of Louisiana," and insert in lieu thereof the following:

"solely for purposes of the state sales and use taxes, shall be exempt from the state sales and use tax imposed under R.S. 47:302, 321, and 331."

## AMENDMENT NO. 16

On page 61, line 4, after "gas" insert "and" and on line 6, delete ", and those of any political subdivision"

## AMENDMENT NO. 17

On page 61, line 6, after "331" change the comma "," to a period "." and delete the remainder of the line.

## AMENDMENT NO. 18

On page 61, line 8, delete "and those of any political subdivision,"

## AMENDMENT NO. 19

On page 65, lines 2 and 3, delete "~~taxing authorities the state under R.S. 47:302, 321 and 331 and any sales tax imposed by a political subdivision~~" and insert "taxing authorities"

## AMENDMENT NO. 20

On page 65, lines 7 and 8, delete "~~taxing authorities the state under R.S. 47:302, 321, and 331 and any sales and use tax imposed by a political subdivision~~" and insert "taxing authorities"

## AMENDMENT NO. 21

On page 65, lines 17 and 18, delete "under R.S. 47:302, 321, and 331"

## AMENDMENT NO. 22

On page 65, lines 24 and 25, delete "~~taxing authorities the state under R.S. 47:302, 321, and 331 and any sales and use tax imposed by a political subdivision~~" and insert "taxing authorities"

## AMENDMENT NO. 23

On page 67, line 18, following "shall" delete "only"

## AMENDMENT NO. 24

On page 67, line 19, following "apply" and before "to" insert "only"

## AMENDMENT NO. 25

On page 67, lines 24 and 25, delete "~~taxing authorities the state under R.S. 47:302, 321, and 331 and any sales and use tax imposed by a political subdivision~~" and insert "taxing authorities"

## AMENDMENT NO. 26

On page 68, lines 27 and 28, delete "under R.S. 47:302, 321, and 331"

AMENDMENT NO. 27

On page 69, lines 17 and 18, delete "under R.S. 47:302, 321, and 331"

AMENDMENT NO. 28

On page 69, lines 27 and 28, delete "under R.S. 47:302, 321, and 331"

AMENDMENT NO. 29

On page 70, line 14, delete "47:301(3)(i)" and insert "47:301(3)(e)"

AMENDMENT NO. 30

On page 70, line 20, delete "or under R.S. 47:302, 321, and 331 or by" and insert "or"

AMENDMENT NO. 31

On page 71, before line 16, insert the following:

"E.(1) The sales and use tax imposed by the state of Louisiana under R.S. 47:302, 321 and 331 or any of its local political subdivisions or statewide taxing authorities shall not apply to rail rolling stock sold or leased in this state."

(2) The sales and use tax imposed by the state of Louisiana under R.S. 47:302, 321 and 331 or statewide taxing authorities shall not apply to parts or services used in the fabrication, modification, or repair of rail rolling stock. A political subdivision may, by ordinance, provide that sales and use tax imposed by the political subdivision shall not apply to parts or service used in the fabrication, modification, or repair of rail rolling stock."

AMENDMENT NO. 32

On page 71, lines 23 and 24, delete "or under R.S. 47:302, 321, and 331 or by" and insert "or"

AMENDMENT NO. 33

On page 75, line 21, following "refund to" change "said" to "the"

AMENDMENT NO. 34

On page 75, line 29, after "provisions" insert "of this Chapter and under the provisions of Chapter 2-A and Chapter 2-B of the Subtitle II of the Louisiana Revised Statutes of 1950 excluding the sales tax levied pursuant to R.S. 47:321.1"

AMENDMENT NO. 35

On page 76, line 17, following "321" and before "A" insert "("

AMENDMENT NO. 36

On page 76, line 29, after "provisions of" delete the remainder of the line

AMENDMENT NO. 37

On page 78, line 14, after "(6)" delete the remainder of the line, delete line 15 in its entirety, and insert the following:

"Gasoline and other motor fuels subject to the state excise tax on fuel."

AMENDMENT NO. 38

On page 78, line 21, delete "47:301(13)(a)" and insert "47:301(3)(a)"

AMENDMENT NO. 39

On page 78, line 27, delete "Purchases and leases of durable medical equipment" and insert "Safe, lease or rental of tangible personal property paid by or"

AMENDMENT NO. 40

On page 79, line 14, delete "47:301(3)(i)" and insert "47:301(3)(e) and (13)(b)"

AMENDMENT NO. 41

On page 79, line 17, after "provided in" delete the remainder of the line and delete line 18 in its entirety and insert "R.S. 47:301(7)(e), (10)(p) and (18)(c)."

AMENDMENT NO. 42

On page 81, between lines 2 and 3, insert the following:

"(46) Vehicle rentals for re-rental to warranty customers as provided in R.S. 47:301(7)(h)."

(47) Purchases, use, and lease of manufacturing machinery and equipment as provided in R.S. 47:301(3)(i)(i), (13)(k) and (28)(a)."

(48) Sales of materials for further processing as provided in R.S. 47:301(10)(c)(i)(aa)."

(49) Purchases, use, and lease of manufacturing machinery and equipment as provided in R.S. 47:301(3)(i), (13)(k) and (28)(a)."

(50) Transactions in interstate commerce and tangible personal property imported into this state, or produced or manufactured in this state, for export as provided in R.S. 47:305(E)."

(51) Any Advertising Service Rendered By an Advertising Business as provided in R.S. 47:302(D)."

(52) Factory built homes for the 54% of retail sales price of new factory built home excluded from the definition of tangible personal property and each subsequent resale of a factory built home as provided in R.S. 47:301(A)(16)(g)(iv)."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 62 by Representative Jackson

AMENDMENT NO. 1

On page 1, line 12, after "limitations" insert "to provide for a trigger event for the reduction of the rate of tax;"

AMENDMENT NO. 2

On page 77, line 25, change "E." to "E.(1)"

AMENDMENT NO. 3

On page 77, between lines 26 and 27, insert the following:

"(2) Reduction of tax rates; annual trigger event"

(a) Beginning in Fiscal Year 2016-2017 and ending in Fiscal Year 2020-21, at its last meeting prior to the beginning of the regular session of the legislature, the Revenue Estimating Conference shall determine if its adopted forecast of state general fund direct revenue for the subsequent fiscal year, less any increase in general sales tax and vehicle sales tax, exceeds eight billion two hundred thirty-nine

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million three hundred thousand dollars (\$8,239,300,000) by more than two hundred twenty-five million dollars.

(b)(i) If the adopted forecast of state general fund direct revenue for the subsequent fiscal year, less any increase in general sales tax and vehicle sales tax, exceeds eight billion four hundred sixty-four million three hundred thousand dollars (\$8,464,300,000), the tax rate of one percent provided in Subsections A, B and C of this Section, shall be permanently reduced by twenty-five percent. This reduction in tax rates shall be effective July 1 of the subsequent fiscal year.

(ii) If the adopted forecast of state general fund direct revenue for the subsequent fiscal year, less any increase in general sales tax and vehicle sales tax, exceeds eight billion six hundred eighty nine million three hundred thousand dollars (\$8,689,300,000), the tax rate of one percent provided in Subsections A, B and C of this Section, shall be permanently reduced by fifty percent. This reduction in tax rates shall be effective July 1 of the subsequent fiscal year.

(iii) If the adopted forecast of state general fund direct revenue for the subsequent fiscal year, less any increase in general sales tax and vehicle sales tax, exceeds eight billion nine hundred fourteen million three hundred thousand dollars (\$8,914,300,000), the tax rate of one percent provided in Subsections A, B and C of this Section, shall be permanently reduced by seventy-five percent. This reduction in tax rates shall be effective July 1 of the subsequent fiscal year.

(iv) If the adopted forecast of state general fund direct revenue for the subsequent fiscal year, less any increase in general sales tax and vehicle sales tax, exceeds nine billion one hundred thirty nine million three hundred thousand dollars (\$9,139,300,000), the tax rate of one percent provided in Subsections A, B and C of this Section, shall be permanently reduced to zero. This reduction in tax rates shall be effective July 1 of the subsequent fiscal year."

Rep. Jackson moved that the amendments proposed by the Senate be rejected.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Foil	Leger
Abraham	Franklin	Leopold
Abramson	Gaines	Lopinto
Adams	Garofalo	Lyons
Amedee	Gisclair	Mack
Anders	Glover	Magee
Armes	Guinn	Marcelle
Bacala	Hall	McFarland
Bagley	Harris, J.	Miguez
Bagneris	Harris, L.	Miller, D.
Berthelot	Havard	Miller, G.
Billiot	Hazel	Montoucet
Bishop	Henry	Moreno
Bouie	Hensgens	Morris, Jay
Broadwater	Hilferty	Morris, Jim
Brown, C.	Hill	Norton
Brown, T.	Hodges	Pearson
Carmody	Hoffmann	Pierre
Carpenter	Hollis	Pope
Carter, G.	Horton	Price
Carter, R.	Howard	Pugh
Carter, S.	Hunter	Pylant
Chaney	Huval	Reynolds
Connick	Ivey	Richard
Coussan	Jackson	Schexnayder
Cox	James	Schroder
Cromer	Jefferson	Shadoin
Danahay	Jenkins	Smith

Davis	Johnson, M.	Stokes
DeVillier	Johnson, R.	Talbot
Dwight	Jones	Thibaut
Edmonds	Landry, N.	White
Emerson	Landry, T.	Willmott
Falconer	LeBas	Zeringue

Total - 102

NAYS

Total - 0

ABSENT

Seabaugh

Simon

Total - 2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

### Consent to Correct a Vote Record

Rep. Nancy Landry requested the House consent to record her vote on rejection of Senate amendments to House Bill No. 62 as yea, which consent was unanimously granted.

#### HOUSE BILL NO. 30—

BY REPRESENTATIVES LEGER, CARPENTER, AND WHITE

##### AN ACT

To amend and reenact R.S. 47:302(K)(5) and (7)(a) and (U) and to enact R.S. 47:302(V), relative to sales and use tax; to provide with respect to the collection and remittance of sales and use tax; to provide for the definition of dealer; to provide a method for reporting and remitting taxes by certain dealers; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Leger, the bill was returned to the calendar.

#### HOUSE BILL NO. 59—

BY REPRESENTATIVE MORENO

##### AN ACT

To amend and reenact R.S. 47:301(4)(f) and (6)(a) and to enact R.S. 47:306(A)(8), relative to sales and use tax on hotels; to provide certain definitions for purposes of imposing of the state sales and use tax; to provide for remittance of certain information to the secretary of the Department of Revenue; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 59 by Representative Moreno

#### AMENDMENT NO. 1

On page 1, line 2, after "and (6)(a)" delete the remainder of the line and insert ", relative"

#### AMENDMENT NO. 2

On page 1, line 4, after "tax;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 5, delete "secretary of the Department of Revenue;"

AMENDMENT NO. 4

On page 1, line 8, after "reenacted" delete the remainder of the line

AMENDMENT NO. 5

On page 1, line 9, delete "47:306(A)(8) is hereby enacted"

AMENDMENT NO. 6

On page 2, at the beginning of line 1, delete "(ii) Any" and insert "(ii) Under guidelines enacted by the legislature of Louisiana during the 2016 Regular Session, any"

AMENDMENT NO. 7

On page 2, between lines 3 and 4, insert the following:

"(iii) For purpose of this Chapter, dealer shall not include persons leasing apartments or single family dwellings on a month-to-month basis."

AMENDMENT NO. 8

On page 2, between lines 11 and 12 insert the following:

"(iii) For purpose of this chapter, hotel shall not mean or include any establishment or person leasing apartments or single family dwelling on a month-to-month basis."

AMENDMENT NO. 9

On page 2, delete lines 13 through 28 in their entirety and on page 3, delete lines 1 through 5 in their entirety and insert the following:

"Section 2, the provisions of this Act shall become effective July 1, 2016."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrell to Reengrossed House Bill No. 59 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 2, after (6)(a), delete "and to enact R.S. 47:306(A)(8)"

AMENDMENT NO. 2

On page 1, line 8, delete "and R.S."

AMENDMENT NO. 3

On page line 9, delete "R.S. 47:306(A)(8) is hereby enacted"

AMENDMENT NO. 4

On page 2, line 1, delete "Any" and insert "Under guidelines enacted by the legislature of Louisiana during the 2016 Regular session, any"

AMENDMENT NO. 5

On page 2, between lines 3 and 4, insert the following:

" (iii) For purposes of this Chapter, dealer shall not include any persons who lease sleeping rooms, cottages, or cabins on a month-to-month basis."

AMENDMENT NO. 6

On page 2, between lines 11 and 12, insert the following:

"(iii) For purposes of this Chapter, hotel shall not mean or include any establishment or person leasing sleeping rooms, cottages, or cabins on a month-to-month basis."

AMENDMENT NO. 7

On page 2, delete lines 13 through 28

AMENDMENT NO. 8

On page 3, delete lines 1 through 5 and insert the following:

" Section 2. The provisions of this Act shall become effective on July 1, 2016."

Rep. Moreno moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Falconer	Leger
Abraham	Foil	Leopold
Abramson	Franklin	Lopinto
Adams	Gaines	Lyons
Amedee	Garofalo	Mack
Anders	Gisclair	Magee
Armes	Glover	McFarland
Bacala	Gunn	Miguez
Bagley	Hall	Miller, D.
Bagneris	Harris, J.	Miller, G.
Berthelot	Harris, L.	Montoucet
Billiot	Havard	Moreno
Bishop	Hazel	Morris, Jim
Bouie	Henry	Norton
Broadwater	Hensgens	Pearson
Brown, C.	Hilferty	Pierre
Brown, T.	Hill	Pope
Carmody	Hodges	Price
Carpenter	Hoffmann	Pugh
Carter, G.	Hollis	Pylant
Carter, R.	Horton	Reynolds
Carter, S.	Howard	Richard
Chaney	Hunter	Schexnayder
Connick	Huval	Schroder
Coussan	Ivey	Shadoin
Cox	Jackson	Stokes
Cromer	Jefferson	Talbot
Danahay	Jenkins	Thibaut
Davis	Johnson, M.	White
DeVillier	Johnson, R.	Willmott
Dwight	Landry, N.	Zeringue
Edmonds	Landry, T.	
Emerson	LeBas	
Total - 97		

**NAYS**

Total - 0

**ABSENT**

Marcelle	Simon	Smith
James	Morris, Jay	
Jones	Seabaugh	
Total - 7		

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The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

## Consent to Correct a Vote Record

Rep. Nancy Landry requested the House consent to record her vote on rejection in the Senate amendments of House Bill No. 59 as yea, which consent was unanimously granted.

### HOUSE BILL NO. 30—

BY REPRESENTATIVES LEGER, CARPENTER, AND WHITE  
AN ACT

To amend and reenact R.S. 47:302(K)(5) and (7)(a) and (U) and to enact R.S. 47:302(V), relative to sales and use tax; to provide with respect to the collection and remittance of sales and use tax; to provide for the definition of dealer; to provide a method for reporting and remitting taxes by certain dealers; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 30 by Representative Leger

### AMENDMENT NO. 1

On page 1, line 2, after "47:302(V)" insert "and (W)"

### AMENDMENT NO. 2

On page 1, line 5, after "dealers;" insert "to provide for refunds in certain circumstances;"

### AMENDMENT NO. 3

On page 1, line 9, after "R.S. 47:302(V)" delete "is" and insert "and (W) are"

### AMENDMENT NO. 4

On page 4, between lines 22 and 23 insert:

"(W)(1) Nothing in this Subsection shall prohibit a taxpayer from electing to separately file with the applicable parish sales and use tax collector or central collection commission a use tax return and to remit the correct and full amount of use tax due pursuant to the provisions of all applicable local ordinances, hereinafter referred to as "paid local use tax return".

(2) If a dealer has withheld and remitted tax for a specific purchase pursuant to the provisions of this Subsection from a taxpayer who subsequently files a paid use local tax return, the taxpayer may file an annual use tax refund request with the secretary, hereinafter referred to as "refund request".

(3) A refund request shall be filed in a manner to be determined by the secretary, which may include electronic filing. The refund request may be made once per calendar year, and shall be accompanied by a copy of both of the following:

(a) All relevant paid local use tax returns.

(b) An affidavit affirming that the delivery and use of the taxable property will occur in a parish in which there is no use tax imposed by any local taxing authority, which affidavit has been filed with the local sales and use tax commission established under Paragraph (6) of Subsection K of this Section.

(4) The secretary shall pay any refund due pursuant to this Subparagraph the from current collections of any tax levied pursuant to Subsection K of this Section.

(5) The denial of any refund, or the failure to act within one year of the filing of the refund request, shall be appealable in the same manner as is provided for in R.S. 47:1625."

## LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 30 by Representative Leger

### AMENDMENT NO. 1

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on February 26, 2016, on line 24 following "Paragraph" delete "(6)"

### AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on February 26, 2016, on line 25 delete "of Subsection K" and insert "(K)(6)" and on line 26, delete "the"

### AMENDMENT NO. 3

On page 4, line 22, following "by" and before "." change "R.S. 47:302(K)(5)" to "Paragraph (K)(5) of this Section"

Rep. Leger moved that the amendments proposed by the Senate be concurred in.

## ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Falconer	Lopinto
Abraham	Foil	Lyons
Abramson	Franklin	Mack
Adams	Gaines	Magee
Amedee	Gisclair	Marcelle
Anders	Glover	McFarland
Armes	Guinn	Miller, D.
Bacala	Hall	Miller, G.
Bagley	Harris, J.	Montoucet
Bagneris	Harris, L.	Moreno
Berthelot	Havard	Morris, Jay
Billiot	Hazel	Morris, Jim
Bouie	Hensgens	Norton
Broadwater	Hilferty	Pearson
Brown, C.	Hill	Pierre
Brown, T.	Hoffmann	Pope
Carmody	Hollis	Price
Carpenter	Horton	Pugh
Carter, G.	Howard	Pylant
Carter, R.	Hunter	Reynolds
Carter, S.	Huval	Schexnayder
Chaney	Ivey	Schroder
Connick	James	Shadoin
Coussan	Jefferson	Smith
Cox	Jenkins	Stokes
Cromer	Johnson, R.	Talbot



Danahay	Jones	Thibaut
Davis	Landry, N.	White
DeVillier	Landry, T.	Willmott
Dwight	LeBas	Zeringue
Edmonds	Leger	
Emerson	Leopold	
Total - 94		

## NAYS

Bishop	Hodges	Johnson, M.
Total - 3		

## ABSENT

Edwards	Jackson	Seabaugh
Garofalo	Miguez	Simon
Henry	Richard	
Total - 7		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

**Consent to Correct a Vote Record**

Rep. Hodges requested the House consent to correct her vote on concurrence in the Senate amendments to House Bill No. 30 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Nancy Landry requested the House consent to record her vote on concurrence in the Senate amendments to House Bill No. 30 as yea, which consent was unanimously granted.

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 4—**

BY REPRESENTATIVE JAY MORRIS

**A CONCURRENT RESOLUTION**

To suspend until sixty days after final adjournment of the 2016 Regular Session of the Legislature of Louisiana certain exemptions and exclusions as to the state taxes levied pursuant to R.S. 47:302, 321, and 331, including, but not limited to the exemptions and exclusions provided in those portions of Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended, which provide for exemptions and exclusions from the taxes imposed therein, and to provide for exceptions.

Read by title.

**Motion**

On motion of Rep. Jay Morris, the resolution was returned to the calendar.

**House Bills and Joint Resolutions on Third Reading and Final Passage**

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

**HOUSE BILL NO. 5—**

BY REPRESENTATIVES LEGER, BOUIE, AND LYONS

**AN ACT**

To amend and reenact R.S. 47:297.8(A), relative to individual income tax; to provide with respect to the earned income tax credit; to increase the amount of the tax credit; to provide for applicability of the tax credit; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Leger, the bill was returned to the calendar.

**HOUSE BILL NO. 23—**

BY REPRESENTATIVE JACKSON

**AN ACT**

To amend and reenact Section 6 of Act No. 123 of the 2015 Regular Session of the Legislature and to repeal Sections 3 and 4 of Act No. 123 of the 2015 Regular Session of the Legislature, relative to the sunset of reductions to corporate income tax deductions and exclusions in Act No. 123 of the 2015 Regular Session of the Legislature; to repeal the three-year sunset of the reductions in Act No. 123 of the 2015 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Jackson, the bill was returned to the calendar.

**HOUSE BILL NO. 24—**

BY REPRESENTATIVE JACKSON

**AN ACT**

To amend and reenact R.S. 47:227 and 6034(C)(1)(a)(ii)(bb)(II), (c)(ii), and (d)(ii), and Sections 7 and 8 of Act No. 125 of the 2015 Regular Session of the Legislature and to repeal Sections 4, 5, and 6 of Act No. 125 of the 2015 Regular Session of the Legislature, relative to the sunset of reductions to tax credits in Act No. 125 of the 2015 Regular Session of the Legislature; to repeal the three-year sunset of reductions to tax credits in Act No. 125 of the 2015 Regular Session of the Legislature; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Jackson, the bill was returned to the calendar.

**HOUSE BILL NO. 27—**

BY REPRESENTATIVE COX

**AN ACT**

To amend and reenact R.S. 26:341(A) and 342, relative to the excise tax on alcoholic beverages; to increase the rate of the excise tax levied on alcoholic beverages; to provide with respect to the application of the excise tax on alcoholic beverages in the inventory of certain retail and wholesale dealers; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Leger sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

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Amendments proposed by Representative Leger to Engrossed House Bill No. 27 by Representative Cox

### AMENDMENT NO. 1

On page 1, delete lines 4 and 5 in their entirety and insert "provide for an effective date; and"

### AMENDMENT NO. 2

On page 1, line 13, after "rate of" delete "ninety-one" and insert "eighty"

### AMENDMENT NO. 3

On page 1, line 14, after "wines;" delete "sixty-one" and insert "fifty-five"

### AMENDMENT NO. 4

On page 1, line 17, after "rate of" delete "twenty-five" and insert "twenty"

### AMENDMENT NO. 5

On page 1, line 19, after "rate of" delete "fifty-three" and insert "twenty"

### AMENDMENT NO. 6

On page 2, line 2, after "rate of" delete "sixty-one" and insert "fifty-five"

### AMENDMENT NO. 7

On page 2, line 3, after "rate of" delete "thirteen dollars and thirty-three" and insert "twelve dollars and fifty"

### AMENDMENT NO. 8

On page 2, line 9, after "tax of" delete "thirteen dollars and thirty-three" and insert "twelve dollars and fifty"

### AMENDMENT NO. 9

On page 2, line 12, after Section 2." delete the remainder of the line and delete lines 13 through 16 in their entirety and insert the following:

"The increase in the excise tax on alcoholic beverages imposed by this Act shall apply to all alcoholic beverages on or after April 1, 2016, in accordance with the provisions of R.S. 26:344. The tax increase on sparkling wine or still wine shall apply to all"

### AMENDMENT NO. 10

On page 2, line 18, after "R.S. 26:359." delete the remainder of the line in its entirety and delete lines 19 through 27 in their entirety and insert the following:

"Section 3. The provisions of this Act shall become effective on April 1, 2016."

On motion of Rep. Leger, the amendments were adopted.

Rep. Cox moved the final passage of the bill, as amended.

### **ROLL CALL**

The roll was called with the following result:

YEAS

Abraham  
Abramson  
Adams  
Anders  
Arnes  
Bagley  
Bagneris  
Billiot  
Bouie  
Brown, C.  
Brown, T.  
Carpenter  
Carter, G.  
Carter, R.  
Carter, S.  
Chaney  
Cox  
Cromer  
Danahay  
Davis  
DeVillier  
Franklin

Total - 65

Gaines  
Garofalo  
Gisclair  
Glover  
Guinn  
Hall  
Harris, J.  
Havard  
Hilferty  
Hill  
Hoffmann  
Hollis  
Horton  
Hunter  
Jackson  
James  
Jefferson  
Jenkins  
Jones  
Landry, T.  
LeBas  
Leger

Lyons  
Magee  
Marcelle  
McFarland  
Miller, D.  
Miller, G.  
Montoucet  
Moreno  
Morris, Jim  
Norton  
Pearson  
Pierre  
Pope  
Price  
Pylant  
Reynolds  
Shadoin  
Smith  
Stokes  
White  
Zeringue

### NAYS

Mr. Speaker  
Amedee  
Bacala  
Berthelot  
Bishop  
Broadwater  
Carmody  
Connick  
Coussan  
Dwight  
Edmonds  
Emerson

Total - 34

Falconer  
Foil  
Harris, L.  
Hazel  
Henry  
Hensgens  
Hodges  
Howard  
Huval  
Ivey  
Johnson, M.  
Johnson, R.

Landry, N.  
Leopold  
Lopinto  
Mack  
Miguez  
Pugh  
Richard  
Schroder  
Talbot  
Willmott

### ABSENT

Schexnayder  
Morris, Jay

Total - 5

Simon  
Seabaugh

Thibaut

The Chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

### **Consent to Correct a Vote Record**

Rep. Nancy Landry requested the House consent to record her vote on final passage of House Bill No. 27 as nay, which consent was unanimously granted.

### **HOUSE BILL NO. 28—**

BY REPRESENTATIVE COX

### AN ACT

To amend and reenact R.S. 26:345 and 354(D), relative to state excise taxes; to provide relative to the discounts for the reporting and remitting of excise taxes on certain alcoholic beverages; to reduce the amount of the discounts for accurately reporting and timely remitting certain excise taxes; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Cox sent up floor amendments which were read as follows:

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Cox to Engrossed House Bill No. 28 by Representative Cox

#### AMENDMENT NO. 1

On page 1, at the end of line 12, delete "one" and insert "one-half of one"

#### AMENDMENT NO. 2

On page 1, line 19, after "discount of" delete the remainder of the line and insert ".835% of one percent of the"

#### AMENDMENT NO. 3

On page 2, delete lines 4 through 8 in their entirety and insert the following:

"Section 2. The provisions of this Act shall become effective on April 1, 2016."

On motion of Rep. Cox, the amendments were adopted.

Rep. Cox moved the final passage of the bill, as amended.

#### **ROLL CALL**

The roll was called with the following result:

##### **YEAS**

Abraham	Davis	Leger
Abramson	Foil	Leopold
Adams	Franklin	Lopinto
Amedee	Gaines	Lyons
Anders	Garofalo	Mack
Arnes	Gisclair	Marcelle
Bacala	Glover	Miller, D.
Bagley	Guinn	Miller, G.
Bagneris	Hall	Montoucet
Berthelot	Harris, J.	Morris, Jay
Billiot	Hazel	Morris, Jim
Bouie	Henry	Norton
Broadwater	Hilferty	Pierre
Brown, C.	Hill	Pope
Brown, T.	Hodges	Price
Carmody	Hoffmann	Pugh
Carpenter	Hunter	Pylant
Carter, G.	Ivey	Reynolds
Carter, R.	James	Shadoin
Carter, S.	Jefferson	Smith
Chaney	Jenkins	Stokes
Connick	Jones	Talbot
Cox	Landry, T.	Thibaut
Danahay	LeBas	White
Total - 72		

##### **NAYS**

Mr. Speaker	Havard	McFarland
Bishop	Hensgens	Miguez
Coussan	Hollis	Pearson
Cromer	Horton	Richard
DeVillier	Howard	Schexnayder
Dwight	Huval	Schroder
Edmonds	Johnson, M.	Willmott
Emerson	Johnson, R.	Zeringue
Falconer	Landry, N.	
Harris, L.	Magee	
Total - 28		

##### **ABSENT**

Moreno	Simon
--------	-------

Jackson  
Total - 4

Seabaugh

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cox moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

#### **Consent to Correct a Vote Record**

Rep. Nancy Landry requested the House consent to record her vote on final passage of House Bill No. 28 as nay, which consent was unanimously granted.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Ivey gave notice of his intention to call House Bill Nos. 78, 79, 103, 106, and 117 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Jackson gave notice of her intention to call House Bill Nos. 23, 24, 84, 101, and 121 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. James gave notice of his intention to call House Bill Nos. 46 and 47 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Leger gave notice of his intention to call House Bill Nos. 5, 32, 33, and 34 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Montoucet gave notice of his intention to call House Bill No. 64 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Jay Morris gave notice of his intention to call House Bill No. 61 and House Concurrent Resolution No. 4 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Stokes gave notice of her intention to call House Bill Nos. 75, 76, 80, and 104 from the calendar on Sunday, March 6, 2016.

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Thibaut gave notice of his intention to call House Bill Nos. 81, 114, and 125 from the calendar on Sunday, March 6, 2016.

#### **Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the

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disagreement to House Bill No. 59: Reps. Moreno, Abramson, and Leger.

### Suspension of the Rules

On motion of Rep. James, and under a suspension of the rules, the following bill was called from the calendar.

#### HOUSE BILL NO. 19—

BY REPRESENTATIVE JAMES

#### AN ACT

To amend and reenact R.S. 47:601(A)(3) and (C)(1), relative to corporate franchise tax; to provide relative to the entities to which the tax applies; to provide for applicability; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Stokes sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stokes to Engrossed House Bill No. 19 by Representative James

#### AMENDMENT NO. 1

In House Floor Amendment No. 7 by Representative James (#598), on page 3, line 2, change "January 1, 2016" to "January 1, 2017"

### Acting Speaker Carmody in the Chair

On motion of Rep. Stokes, the amendments were adopted.

Rep. James moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Abraham	Gisclair	Lopinto
Abramson	Glover	Lyons
Anders	Guinn	Mack
Arnes	Hall	Magee
Bagley	Harris, J.	Marcelle
Bagneris	Harris, L.	McFarland
Berthelot	Havard	Miller, D.
Billiot	Hazel	Miller, G.
Bouie	Henry	Montoucet
Brown, C.	Hensgens	Moreno
Brown, T.	Hilferty	Morris, Jay
Carpenter	Hill	Morris, Jim
Carter, G.	Hodges	Norton
Carter, R.	Hoffmann	Pearson
Carter, S.	Hollis	Pierre
Chaney	Hunter	Pope
Connick	Huval	Price
Cox	Jackson	Pugh
Danahay	James	Pylant
Davis	Jefferson	Reynolds
DeVillier	Jenkins	Schexnayder
Dwight	Johnson, R.	Shadoin
Falconer	Jones	Smith
Foil	Landry, T.	Stokes
Franklin	LeBas	Thibaut
Gaines	Leger	White
Garofalo	Leopold	Zeringue

Total - 81

#### NAYS

Adams	Cromer	Landry, N.
Amedee	Edmonds	Miguez
Bacala	Horton	Richard
Bishop	Howard	Schroder
Carmody	Ivey	Talbot
Coussan	Johnson, M.	Willmott

Total - 18

#### ABSENT

Mr. Speaker	Seabaugh	Simon
Broadwater	Emerson	

Total - 5

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

### Consent to Correct a Vote Record

Rep. Huval requested the House consent to correct his vote on final passage of House Bill No. 19 from nay to yea, which consent was unanimously granted.

### Speaker Barras in the Chair

### Message from the Senate

#### APPOINTMENT OF CONFERENCE COMMITTEE

March 4, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 59: Senators Morrell, Carter, and Perry.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Suspension of the Rules

On motion of Rep. Leger, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

### Petitions, Memorials, and Communications

The following petitions, memorials, and communications were received and read:

### Message from the Senate

#### HOUSE BILLS

March 4, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 122  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### House Bills and Joint Resolutions Returned from the Senate with Amendments

Rep. Henry asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just returned from the Senate, with amendments to be concurred in by the House, with a view of acting on the same:

#### HOUSE BILL NO. 122— BY REPRESENTATIVE HENRY AN ACT

To appropriate funds and to make and otherwise provide for certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for the 2015-2016 Fiscal Year; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 122 by Representative Henry

##### AMENDMENT NO. 1

On page 1, line 13, delete "\$6,876)" and insert "(\$2,232)"

##### AMENDMENT NO. 2

On page 1, line 14, delete "(\$1,639,757)" and insert "(\$1,083,774)"

##### AMENDMENT NO. 3

On page 1, line 17, delete "(\$130,139)" and insert "(\$86,906)"

##### AMENDMENT NO. 4

On page 1, line 18, delete "(\$4,638,029)" and insert "(\$3,035,534)"

##### AMENDMENT NO. 5

On page 1, line 19, delete "(\$367,802)" and insert "(\$185,167)"

##### AMENDMENT NO. 6

On page 2, delete line 2

##### AMENDMENT NO. 7

On page 2, line 3, delete "(\$408,383)" and insert "(\$213,800)"

##### AMENDMENT NO. 8

On page 2, line 4, delete "(\$859,659)" and insert "(\$265,000)"

##### AMENDMENT NO. 9

On page 2, line 8, delete "(\$43,904)" and insert "(\$146,174)"

##### AMENDMENT NO. 10

On page 2, delete line 9

##### AMENDMENT NO. 11

On page 2, line 11, delete "(\$17,652)" and insert "(\$11,768)"

##### AMENDMENT NO. 12

On page 2, line 14, delete "(\$48,315)" and insert "(\$32,210)"

##### AMENDMENT NO. 13

On page 2, line 16, delete "(\$1,513,273)" and insert "(\$513,273)"

##### AMENDMENT NO. 14

On page 2, line 19, delete "(\$1,142,756)" and insert "(\$765,377)"

##### AMENDMENT NO. 15

On page 2, line 21, delete "(\$509,765)" and insert "(\$339,843)"

##### AMENDMENT NO. 16

On page 2, line 22, delete "(\$2,889,513)" and insert "(\$2,336,033)"

##### AMENDMENT NO. 17

On page 2, delete line 23

##### AMENDMENT NO. 18

On page 2, delete line 25

##### AMENDMENT NO. 19

On page 2, line 27, delete "(\$33,611)" and insert "(\$22,407)"

##### AMENDMENT NO. 20

On page 2, delete lines 29 and 30 and insert the following:

"09-302 Capital Area Human Services District by (\$102,179)"

##### AMENDMENT NO. 21

On page 3, delete lines 1 and 2

##### AMENDMENT NO. 22

On page 3, line 4, delete "(\$11,078)" and insert "(\$7,385)"

##### AMENDMENT NO. 23

On page 3, line 7, delete "(\$855)" and insert "(\$570)"

##### AMENDMENT NO. 24

On page 3, line 9, delete "(\$1,990,800)" and insert "(\$1,321,175)"

##### AMENDMENT NO. 25

On page 3, delete line 11

##### AMENDMENT NO. 26

On page 3, line 12, delete "(\$486,996)" and insert "(\$56,025)"

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### AMENDMENT NO. 27

On page 3, line 16, delete "\$2,628" and insert "\$1,752"

### AMENDMENT NO. 28

On page 3, line 18, delete "\$4,688" and insert "\$3,125"

### AMENDMENT NO. 29

On page 3, line 19, delete "\$6,594" and insert "\$4,396"

### AMENDMENT NO. 30

On page 3, line 20, delete "\$95,729" and insert "\$63,819"

### AMENDMENT NO. 31

On page 3, line 22, delete "\$37,178" and insert "\$24,785"

### AMENDMENT NO. 32

On page 3, line 26, delete "\$271,548" and insert "\$196,743"

### AMENDMENT NO. 33

On page 3, delete lines 28 and 29

### AMENDMENT NO. 34

On page 3, line 30, delete "\$242,550" and insert "\$161,700"

### AMENDMENT NO. 35

On page 3, line 32, delete "\$6,750" and insert "\$4,500"

### AMENDMENT NO. 36

On page 4, line 19, delete "\$62,729" and insert "\$41,819"

### AMENDMENT NO. 37

On page 4, delete lines 20 and 21

### AMENDMENT NO. 38

On page 4, line 23, delete "\$6,000" and insert "\$28,192"

### AMENDMENT NO. 39

On page 4, delete lines 24 and 25

### AMENDMENT NO. 40

On page 5, line 11, delete "\$34,934" and insert "\$16,182"

### AMENDMENT NO. 41

On page 5, line 13, delete "\$160,691" and insert "\$120,266"

### AMENDMENT NO. 42

On page 5, between lines 18 and 19, insert the following:

"08-419 Office of State Police out of the Pari-  
Mutuel Live Racing Facility Gaming  
Control Fund by (\$1,537)"

### AMENDMENT NO. 43

On page 5, delete lines 21 and 22

### AMENDMENT NO. 44

On page 5, line 25, delete "\$131,150" and insert "\$219,146"

### AMENDMENT NO. 45

On page 5, between lines 25 and 26, insert the following:

"Notwithstanding any provision of law to the contrary, the reduction of \$219,146 out of the Compulsive and Problem Gaming Fund provided for above shall be allocated in such a manner as to reduce the interagency transfers expenditures by the Office of Behavioral Health being received by the various Human Services Authorities and Districts as follows:

09-300	Jefferson Parish Human Services Authority	(\$28,501)
09-304	Metropolitan Human Services District	(\$30,000)
09-309	South Central Louisiana Human Services Authority	(\$17,000)
09-325	Acadiana Area Human Services District	(\$27,767)
09-375	Imperial Calcasieu Human Service Authority	(\$28,878)
09-376	Central Louisiana Human Services District	(\$17,000)
09-377	Northwest Louisiana Human Services District	(\$70,000)

09-330 Office of Behavioral Health out of the Tobacco Tax Health Care Fund by (\$228,064)

Notwithstanding any provision of law to the contrary, the reduction of \$228,064 out of the Tobacco Tax Health Care Fund provided for above shall be allocated in such a manner as to reduce the interagency transfers expenditures by the Office of Behavioral Health being received by the various Human Services Authorities and Districts as follows:

09-300	Jefferson Parish Human Services Authority	(\$23,998)
09-309	South Central Louisiana Human Services Authority	(\$17,500)
09-375	Imperial Calcasieu Human Service Authority	(\$86,566)
09-376	Central Louisiana Human Services District	(\$100,000)

09-330 Office of Behavioral Health out of the Tobacco Tax Health Care Fund by (\$131,150)"

### AMENDMENT NO. 46

On page 5, line 28, delete "\$47,414" and insert "\$30,609"

### AMENDMENT NO. 47

On page 5, line 32, delete "Mineral and Energy Operation" and insert "Oil and Gas Regulatory"

### AMENDMENT NO. 48

On page 5, line 35, delete "\$66,518" and insert "\$150,000"

### AMENDMENT NO. 49

On page 5, line 37, delete "\$409,121" and insert "\$272,547"

### AMENDMENT NO. 50

On page 6, line 6, delete "\$245,604" and insert "\$225,000"

### AMENDMENT NO. 51

On page 6, delete lines 12 through 17 and insert the following:

"(12) Higher Education

Provided, however, that the Fiscal Year 2015-2016 mid-year reduction pursuant to the Constitution of Louisiana, Article VII,

Section 10(F) made by the Joint Legislative Committee on the Budget on February 15, 2016, to Schedule 19-671 Board of Regents out of the Support Education in Louisiana First Fund by (\$1,504,140) is hereby declared null and void."

#### AMENDMENT NO. 52

On page 6, between lines 19 and 20, insert the following:

"19-674 Louisiana Universities Marine Consortium out of the Support Education in Louisiana First Fund by (\$1,339)"

#### AMENDMENT NO. 53

On page 6, between lines 23 and 24, insert the following:

"19-600 Louisiana State University Board of Supervisors out of the Support Education in Louisiana First Fund by (\$678,092)"

The allocation of this reduction among the higher education institutions in the Louisiana State University System is as follows:

Louisiana State University – A&M College by	(\$299,287)
Louisiana State University – Alexandria by	(\$9,267)
Louisiana State University Health Sciences Center – New Orleans by	(\$142,649)
Louisiana State University Health Sciences Center – Shreveport by	(\$92,770)
Louisiana State University – Eunice by	(\$8,625)
Louisiana State University – Shreveport by	(\$21,811)
Louisiana State University – Agricultural Center by	(\$100,430)
Pennington Biomedical Research Center by	(\$3,253)

19-615 Southern University Board of Supervisors out of the Support Education in Louisiana First Fund by (\$97,872)"

The allocation of this reduction among the higher education institutions in the Southern University System is as follows:

Southern University – Agricultural & Mechanical College by	(\$64,083)
Southern University – Law Center by	(\$6,996)
Southern University – New Orleans by	(\$18,317)
Southern University – Shreveport, Louisiana by	(\$6,556)
Southern University – Agricultural Research and Extension Center by	(\$1,920)

19-620 University of Louisiana Board of Supervisors out of the Support Education in Louisiana First Fund by (\$548,909)"

The allocation of this reduction among the higher education institutions in the University of Louisiana System is as follows:

Nicholls State University by	(\$38,641)
Grambling State University by	(\$36,056)
Louisiana Tech University by	(\$68,244)
McNeese State University by	(\$44,009)
University of Louisiana at Monroe by	(\$65,124)
Northwestern State University by	(\$45,079)
Southeastern Louisiana University by	(\$71,433)
University of Louisiana at Lafayette by	(\$92,016)
University of New Orleans by	(\$88,307)

19-649 Louisiana Community and Technical Colleges Board of Supervisors out of the Support Education in Louisiana First Fund by (\$177,928)"

The allocation of this reduction among the higher education institutions in the Louisiana Community and Technical Colleges System is as follows:

Baton Rouge Community College by	(\$26,015)
Delgado Community College by	(\$44,087)
Nunez Community College by	(\$5,058)
Bossier Parish Community College by	(\$13,111)
South Louisiana Community College by	(\$22,579)
River Parishes Community College by	(\$4,604)
Louisiana Delta Community College by	(\$13,936)
Louisiana Technical College by	(\$18,150)
SOWELA Technical Community College by	(\$8,739)
L.E. Fletcher Technical Community College by	(\$4,530)
Northshore Technical Community College by	(\$7,756)
Central Louisiana Technical Community College by	(\$9,363)"

#### AMENDMENT NO. 54

On page 6, line 24, delete "(14)" and insert "(13)"

#### AMENDMENT NO. 55

On page 6, line 27, delete "(15)" and insert "(14)"

#### AMENDMENT NO. 56

On page 6, delete lines 37 and 38

#### AMENDMENT NO. 57

On page 7, delete lines 1 and 2

#### AMENDMENT NO. 58

On page 7, at the end of line 4, delete "(\$2,843,841)" and insert "(\$1,888,213)"

#### AMENDMENT NO. 59

On page 7, line 7, delete "(\$1,817,602)" and insert "(\$1,206,626)"

#### AMENDMENT NO. 60

On page 7, delete lines 8 and 9

#### AMENDMENT NO. 61

On page 7, delete lines 12 through 23

#### AMENDMENT NO. 62

On page 7, between lines 31 and 32, insert the following:

"26-279 DOTD-Capital Outlay/Non-State out of the Transportation Trust Fund by (\$18,103,138)"

#### AMENDMENT NO. 63

On page 7, line 36, delete "(\$129,558)" and insert "(\$261,558)"

#### AMENDMENT NO. 64

On page 7, delete lines 37 through 39

#### AMENDMENT NO. 65

On page 7, line 41, delete "(\$50,000)" and insert "(\$100,000)"

#### AMENDMENT NO. 66

On page 7, delete line 42

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### AMENDMENT NO. 67

On page 8, line 2, delete "\$116,887)" and insert "\$206,887)"

### AMENDMENT NO. 68

On page 8, delete lines 6 and 7

### AMENDMENT NO. 69

On page 8, delete lines 10 through 12

### AMENDMENT NO. 70

On page 8, delete line 14

### AMENDMENT NO. 71

On page 8, delete line 17

### AMENDMENT NO. 72

On page 8, between lines 18 and 19, and insert the following:

"06-267 Office of Tourism (\$ 77,458)"

### AMENDMENT NO. 73

On page 8, delete lines 19 through 23

### AMENDMENT NO. 74

On page 8, between lines 24 and 25, insert the following:

"09-304 Metropolitan Human Services District (\$147,227)"

### AMENDMENT NO. 75

On page 8, line 25, delete "\$573,812)" and insert "\$317,500)"

### AMENDMENT NO. 76

On page 8, delete line 26

### AMENDMENT NO. 77

On page 8, line 27, delete "\$146,673)" and insert "\$526,373)"

### AMENDMENT NO. 78

On page 8, line 28, delete "\$3,746,025)" and insert "\$1,090,865)"

### AMENDMENT NO. 79

On page 8, between lines 28 and 29, insert the following:

"09-340 Office for Citizens with Developmental Disabilities (\$ 202,514)"

### AMENDMENT NO. 80

On page 8, line 34, delete "\$50,000)" and insert "\$20,000)"

### AMENDMENT NO. 81

On page 8, delete line 36 and insert the following:

"19-681 Subgrantee Assistance (\$800,000)"

### AMENDMENT NO. 82

On page 9, delete line 1

### AMENDMENT NO. 83

On page 9, delete lines 4 through 7 and insert the following:

"contained in Act 16 of the 2015 Regular Session (\$1,400,000). Such reduction shall be allocated among all department budget units at the discretion of the commissioner of administration. Provided, however, that such reduction shall not be to either local education agencies or early childhood education programs. Provided, further, that such reduction shall not apply to 19-695 Minimum Foundation Program.

### **SCHEDULE 20 - OTHER REQUIREMENTS**

20-931 Louisiana Economic Development-Debt Service and State Commitments (\$38,368)"

### AMENDMENT NO. 84

On page 9, between lines 17 and 18, insert the following:

#### **"EXECUTIVE DEPARTMENT**

#### **01-107 DIVISION OF ADMINISTRATION**

Payable out of the State General Fund by Statutory Dedications out of the Energy Performance Contract Fund to restore funding recommended for reduction by the governor and approved by the Joint Legislative Committee on the Budget at its February 15, 2016 meeting \$ 11,217

#### **01-124 LOUISIANA STADIUM AND EXPOSITION DISTRICT**

Payable out of the State General Fund by Statutory Dedications out of the New Orleans Sports Franchise Fund to restore funding recommended for reduction by the governor and approved by the Joint Legislative Committee on the Budget at its February 15, 2016 meeting \$ 397,505

#### **DEPARTMENT OF CULTURE, RECREATION AND TOURISM**

#### **06-261 OFFICE OF THE SECRETARY**

Payable out of the State General Fund (Direct) to the Office of the Secretary to restore funding reduced by Executive Order JBE 16-04 and recommended by the governor and approved by the Joint Legislative Committee on the Budget at its February 15, 2016, meeting \$ 77,458

#### **DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

#### **07-276 ENGINEERING AND OPERATIONS**

Payable out of the State General Fund by Statutory Dedications out of the Transportation Trust Fund to restore funding recommended for reduction by the governor and approved by the Joint Legislative Committee on the Budget at its February 15, 2016, meeting \$ 18,103,138

#### **DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS**



**08-423 LOUISIANA GAMING CONTROL BOARD**

Payable out of the State General Fund  
by Statutory Dedications out of the Pari-  
Mutuel Live Racing Facility Gaming Con-  
trol Fund to restore funding recommended  
for reduction by the governor and approved  
by the Joint Legislative Committee on the  
Budget at its February 15, 2016, meeting \$ 1,537

**OTHER REQUIREMENTS****20-925 UNCLAIMED PROPERTY LEVERAGE FUND**

Payable out of the State General Fund  
by Statutory Dedications out of the Un-  
claimed Property Leverage Fund to re-  
store funding recommended for reduction  
by the governor and approved by the Joint  
Legislative Committee on the Budget at its  
February 15, 2016, meeting \$ 3,540"

AMENDMENT NO. 85

On page 9, line 22, after "shall" delete the remainder of the line and  
insert "take any action necessary to control costs and achieve  
maximum efficiency in"

AMENDMENT NO. 86

On page 9, at the beginning of line 23, delete "to or elimination of"

AMENDMENT NO. 87

On page 9, between lines 23 and 24, insert the following:

"Section 4. Notwithstanding any provision of the law to the  
contrary, the state treasurer is hereby authorized and directed to  
transfer State Bond Commission Fees and Self-generated Revenues  
in the amount of Eight Million Dollars into the State General Fund.

Section 5. In the event that the State Bond Commission  
approves and issues state general obligation refunding bonds before  
May 1, 2016, the transaction shall be structured to achieve maximum  
cash flow savings of approximately Eighty Million Dollars in Fiscal  
Year 2015-2016 and any additional savings in Fiscal Year 2016-2017  
which cash flow savings shall be used to assist in eliminating the  
Fiscal Year 2015-2016 and Fiscal Year 2016-2017 deficits."

AMENDMENT NO. 88

On page 9, line 28, delete "Orders, and" and insert "Order JBE 16-04,  
and"

AMENDMENT NO. 89

On page 9, line 24, change "Section 4" to "Section 6"

AMENDMENT NO. 90

On page 9, line 31, change "Section 5" to "Section 7"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator LaFleur to Reengrossed House  
Bill No. 122 by Representative Henry

AMENDMENT NO. 1

In Senate Floor Amendment No. 16 proposed by the Senator LaFleur  
and adopted by the Senate on March 4, 2016, on page 2, after line 37,  
insert the following:

"Section 5. In accordance with the provisions of Article VII,  
Section 10(E) of the Constitution of Louisiana, appropriations by the  
legislature from the state general fund and dedicated funds for any  
fiscal year shall not exceed the official forecast in effect at the time  
the appropriations were made. In the event that sufficient revenues  
are not generated in the 2016 First Extraordinary Session of the  
Legislature in order to eliminate the total current year deficit as  
reported to the Joint Legislative Committee on the Budget on  
February 13, 2016, which deficit includes both the February 10,  
2016, reductions in the official forecast and the current year  
expenditure items requiring action as contained in the Fiscal Status  
Statement as adopted by the Joint Legislative Committee on the  
Budget on February 13, 2016, the commissioner of administration  
shall make such adjustments and reductions as are necessary to  
ensure that the appropriations for the current fiscal year eliminate the  
deficit enumerated above."

AMENDMENT NO. 2

In Senate Committee Amendment No. 90 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016,  
on page 10, line 21, change "Section 7" to "Section 9"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator LaFleur to Re-Reengrossed House  
Bill No. 122 by Representative Henry

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016,  
on page 1, line 16, delete "\$265,000" and insert "\$156,273"

AMENDMENT NO. 2

Delete Senate Committee Amendment No. 63 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016.

AMENDMENT NO. 3

In Senate Committee Amendment No. 64 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016,  
on page 7, line 6, delete "37 through 39" and insert "36 through 38"

AMENDMENT NO. 4

Delete Senate Committee Amendment No. 65 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016.

AMENDMENT NO. 5

In Senate Committee Amendment No. 67 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016,  
on page 7, line 12, delete "\$206,887" and insert "\$90,000"

AMENDMENT NO. 6

In Senate Committee Amendment No. 87 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016,  
on page 10, line 7, delete "Eight Million" and insert "\$8,000,000"

AMENDMENT NO. 7

In Senate Committee Amendment No. 87 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016,  
on page 10, line 8, delete "Dollars"

AMENDMENT NO. 8

Delete Senate Committee Amendment No. 88 proposed by the Senate  
Committee on Finance and adopted by the Senate on March 3, 2016.

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### AMENDMENT NO. 9

In Senate Committee Amendment No. 90 proposed by the Senate Committee on Finance and adopted by the Senate on March 3, 2016, on page 10, line 21, delete "Section 7" and insert "Section 8"

### AMENDMENT NO. 10

On page 3, line 15 delete "(\$7,239)" and insert "(\$4,826)"

### AMENDMENT NO. 11

On page 7, line 39, delete "(\$2,045,131)" and insert "(\$132,000)"

### AMENDMENT NO. 12

On page 8, delete lines 29 through 32

### AMENDMENT NO. 13

On page 9, between lines 17 and 18, insert the following:

#### **"08-420 OFFICE OF MOTOR VEHICLES**

Payable out of the State General Fund  
by Fees and Self-generated Revenues in  
the event that House Bill No. 111 of the  
2016 First Extraordinary Session of the  
Legislature is enacted into law \$ 18,000,000"

### AMENDMENT NO. 14

On page 9, at the end of line 27, delete "by" and insert "or"

### AMENDMENT NO. 15

On page 9, delete line 28, and insert the following:

"all reductions to Statutory Dedications approved and certified by the Joint Legislative Committee on the Budget on February 16, 2016."

### AMENDMENT NO. 16

On page 9, at the end of line 30 insert the following:

"Within ten days after the effective date of this Act, the state treasurer shall make all transfers provided in this Act. In the event that the amount of any reduction in State General Fund by Fees and Self-generated Revenues, Statutory Dedications, or Interagency Transfers being transferred to the State General Fund (Direct) are insufficient to fully fund the reduction made from such fund source on that date following the effective date of this Act or on that date the amount remaining in Fees and Self-generated Revenues, Statutory Dedications, or Interagency Transfers is insufficient to fully fund the reductions required by this Act and the appropriation remaining after the reductions in this Act, the treasurer shall notify the commissioner of administration and the Joint Legislative Committee on the Budget."

### AMENDMENT NO. 17

On page 9, between lines 30 and 31, insert the following:

"Section 7. The appropriation contained on page 28, lines 29 and 30, in Act 26 of the 2015 Regular Session of the Legislature out of the State General Fund by statutory dedications out of the Debt Recovery Fund to the Department of Transportation and Development for the Highway Program and the Secretary's Emergency Fund in the amount of \$17,000,000 is hereby amended and reenacted to be out of State General Fund by Interagency Transfers from the Office of Motor Vehicles in the amount of \$18,000,000."

Rep. Henry moved that the amendments proposed by the Senate be rejected.

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Mr. Speaker	Foil	Lopinto
Abraham	Garofalo	Mack
Amedee	Gunn	Magee
Bacala	Harris, L.	McFarland
Bagley	Havard	Miguez
Berthelot	Hazel	Miller, G.
Bishop	Henry	Morris, Jay
Carmody	Hensgens	Morris, Jim
Carter, S.	Hilferty	Pope
Chaney	Hodges	Pugh
Connick	Hoffmann	Pylant
Coussan	Hollis	Richard
Cromer	Horton	Schexnayder
Davis	Howard	Shadoin
DeVillier	Huval	Stokes
Dwight	Ivey	Talbot
Edmonds	Johnson, M.	Thibaut
Emerson	Landry, N.	Willmott
Falconer	Leopold	Zeringue
Total - 57		

#### **NAYS**

Adams	Franklin	Landry, T.
Anders	Gaines	LeBas
Armes	Gisclair	Leger
Bagneris	Glover	Lyons
Billiot	Hall	Marcelle
Bouie	Harris, J.	Montoucet
Brown, C.	Hill	Moreno
Brown, T.	Jackson	Norton
Carpenter	James	Pierre
Carter, G.	Jefferson	Price
Carter, R.	Jenkins	Reynolds
Cox	Johnson, R.	Smith
Danahay	Jones	White
Total - 39		

#### **ABSENT**

Abramson	Hunter	Schroder
Broadwater	Miller, D.	Seabaugh
Pearson	Simon	
Total - 8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

### **Consent to Correct a Vote Record**

Rep. Carpenter requested the House consent to record her vote on rejection of the Senate amendments to House Bill No. 122 as nay, which consent was unanimously granted.

### **Suspension of the Rules**

On motion of Rep. Abramson, the rules were suspended in order to take up and consider Reports of Committees at this time.

### **Reports of Committees**

The following reports of committees were received and read:

Report of the Committee on

Ways and Means

March 4, 2016

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

Senate Concurrent Resolution No. 6, by Allain  
Reported with amendments. (13-0)

Senate Concurrent Resolution No. 8, by Morrell  
Reported favorably. (13-0)

Senate Bill No. 15, by Morrell  
Reported with amendments. (16-0)

Senate Bill No. 22, by Morrell  
Reported with amendments. (16-0)

NEIL C. ABRAMSON  
Chairman

The above Senate Bills reported favorably or with amendments and Senate Concurrent Resolution No. 8 were referred to the Legislative Bureau.

### Privileged Report of the Legislative Bureau

March 4, 2016

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Concurrent Resolution No. 8  
Reported without amendments.

Senate Bill No. 15  
Reported without amendments.

Senate Bill No. 22  
Reported without amendments.

Respectfully submitted,

VINCENT J. PIERRE  
Chairman

### Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Abramson asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

#### SENATE CONCURRENT RESOLUTION NO. 6— BY SENATOR ALLAIN

##### A CONCURRENT RESOLUTION

To establish a task force to meet and study state and local taxation laws with respect to local government funding from ad valorem taxes on inventory, ad valorem taxes on vessels in Outer Continental Shelf Lands Act Waters, and the state associated tax credits to identify state and local government funding sources that will fully fund local and state government and retain and improve the state's business competitiveness, and report its findings and recommendations.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Concurrent Resolution No. 6 by Senator Allain

##### AMENDMENT NO. 1

On page 4, between lines 13 and 14, and insert:

"(20) A member appointed by the board of directors of the Offshore Marine Services Association."

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the resolution, as amended, was ordered passed to its third reading.

#### SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR MORRELL

##### A CONCURRENT RESOLUTION

To clarify that the intent of the Legislature was for Act 108 of the 2015 Regular Session to apply prospectively only.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the resolution was ordered passed to its third reading.

#### SENATE BILL NO. 15—

BY SENATOR MORRELL

##### AN ACT

To amend and reenact R.S. 47:1675(B) and to enact R.S. 47:1675(H)(1)(d), (e), (f), and (g), relative to refundable tax credits; to provide for the ordering of tax credits and payments; to provide relative to utilization of transferable tax credits in the Tax Credit Registry; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 15 by Senator Morrell

##### AMENDMENT NO. 1

On page 2, line 25, after "return," delete the remainder of the line and insert "inclusive of any"

##### AMENDMENT NO. 2

On page 2, at the beginning of line 29, delete "without regard to the granting" and insert "inclusive"

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

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## SENATE BILL NO. 22—

BY SENATOR MORRELL

### AN ACT

To amend and reenact R.S. 39:467 and 468, and to enact R.S. 39:470 and 470.1, relative to sales and use tax exemptions for publicly owned facilities; to limit the application of the exemptions; to allocate a portion of the tax to Louisiana School of Math, Science, and the Arts and the New Orleans Center for Creative Arts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 22 by Senator Morrell

#### AMENDMENT NO. 1

On page page 1, line 4, after "portion" delete the remainder of the line and delete line 5 in its entirety, and insert "of the avails of certain taxes; and to provide"

#### AMENDMENT NO. 2

On page 2, line 2, after "sold;" delete the remainder of the line in its entirety and insert "shall be exempt from"

#### AMENDMENT NO. 3

On page 2, between line 14 and 15, insert the following:

"(v) Tours of the facility."

#### AMENDMENT NO. 4

On page 2, line 21, after "eighty-five" delete the remainder of the line in its entirety

#### AMENDMENT NO. 5

On page 2, delete line 27 in its entirety and at the beginning of line 28, delete "the sale"

#### AMENDMENT NO. 6

On page 3, line 9, after "contests" and before the comma ", " insert "or any large scale bid-upon events"

#### AMENDMENT NO. 7

On page 3, between lines 9 and 10, insert the following:

"(v) Tours of the facility."

#### AMENDMENT NO. 8

On page 3, line 13, after "least" and before "the comma ", " delete "ten thousand" and insert "seven thousand five hundred"

#### AMENDMENT NO. 9

On page 3, delete line 19 in its entirety and insert "shall be exempt from"

#### AMENDMENT NO. 10

On page 3, between lines 28 and 29, insert the following:

"(v) Tours of the site."

#### AMENDMENT NO. 11

On page 4, delete line 15 in its entirety and insert "shall be exempt from sales"

#### AMENDMENT NO. 12

On page 4, between lines 24 and 25, insert the following:

"(v) Tours of the facility."

#### AMENDMENT NO. 13

On page 5, line 12, after "state" delete the remainder of the line and insert the following:

"and local sales and use taxes collected on sales at certain"

#### AMENDMENT NO. 14

On page 5, at the beginning of line 14, insert "A."

#### AMENDMENT NO. 15

On page 5, between lines 25 and 26, insert the following:

"B. The following allocations of sales and use taxes shall not include the sales and use tax applicable to sales at trade shows or other events at which the sale of such goods or property is the primary purpose of the show or event.

(1) The avails of the sales and use taxes imposed in Orleans Parish by any political subdivision which are attributable to sales in a domed stadium as described in Subsection A shall be distributed to the New Orleans Council on Aging.

(2) The avails of the sales and use taxes imposed in Orleans Parish by any political subdivision which are attributable to sales at the UNO Lakefront Arena shall be distributed to the University of New Orleans.

(3) The avails of the sales and use taxes imposed in Tangipahoa Parish by any political subdivision which are attributable to sales in a public arena located on the property of Southeastern Louisiana University shall be distributed to Southeastern Louisiana University."

Reported without amendments by the Legislative Bureau.

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered passed to its third reading.

### **Suspension of the Rules**

On motion of Rep. Leger, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

### **Petitions, Memorials, and Communications**

The following petitions, memorials, and communications were received and read:

### **Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

March 4, 2016

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 5, 7, 9, and 10

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Privileged Report of the Committee on Enrollment**

March 4, 2016

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 2—**

BY REPRESENTATIVES LANCE HARRIS, AMEDEE, BACALA, BARRAS, BERTHELOT, TERRY BROWN, CONNICK, DEVILLIER, EDMONDS, EMERSON, FALCONER, GAROFALO, GISCLAIR, HAVARD, HODGES, HOFFMANN, HORTON, HOWARD, JENKINS, MIKE JOHNSON, NANCY LANDRY, MAGEE, MCFARLAND, MIGUEZ, GREGORY MILLER, JAY MORRIS, PEARSON, PYLANT, RICHARD, SCHRODER, SEABAUGH, THIBAUT, WILLMOTT, AND ZERINGUE

**A CONCURRENT RESOLUTION**

To direct the commissioner of administration, the commissioner of higher education, the lieutenant governor, the secretary of state, the attorney general, the treasurer, the commissioner of agriculture, the public service commission, and the commissioner of insurance to review all state contracts and identify any contracts currently in effect that can be terminated according to the terms of the contract, determine the amount of savings as a result of terminating the contract, and take such action as is necessary to initiate the termination, excluding contracts for critical healthcare services and contracts for classroom activities related to elementary and secondary education, and report to the Joint Legislative Committee on the Budget their initial findings on or before March 17, 2016.

Respectfully submitted,

CHRIS HAZEL  
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Leave of Absence**

Rep. Simon - 1 day

**Adjournment**

On motion of Rep. Billiot, at 6:18 P.M., the House agreed to adjourn until Sunday, March 6, 2016, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Sunday, March 6, 2016.

ALFRED W. SPEER  
Clerk of the House

**Weekly Committee Schedules**

The following committees posted weekly committee schedules as follows:

Committee on Appropriations

Monday, March 7, 2016  
Committee Room 5  
10:00 am

OTHER BUSINESS:

Discussion of fiscal matters

Tuesday, March 8, 2016  
Committee Room 5  
10:00 am

OTHER BUSINESS:

Discussion of fiscal matters

Wednesday, March 9, 2016  
Committee Room 5  
10:00 am

OTHER BUSINESS:

Discussion of fiscal matters

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.

CAMERON HENRY  
Chairman